

AUSTIN, Thursday, January 13, 1853.

House met pursuant to adjournment—roll called—quorum present.

Absentees—Messrs. Browder, Camp, Crockett, Fields, Hord, Howard, McFarland, Neal, Sims, Stapp, Stewart, Tankersly, Tarver, Taylor of Fannin, Titus and Wren.

Journals of yesterday read and adopted.

PETITIONS.

Mr. McDade presented the petition of J. W. C. Walker, praying relief; referred to committee on Private Land Claims, No. 2.

Mr. Lott presented the memorial of Albert Gallatin, of Miam county, praying relief; referred to the committee on Military Affairs.

Mr. Lott presented the memorial of Samuel J. Taylor, praying relief; referred to the committee on Public Debt.

Mr. Lott presented the petition of the heirs of Samuel J. Sheffield; referred to the committee on Private Land Claims.

Mr. Evans of Polk presented the petition of Owen J. Aldridge and others, praying relief; referred to the committee on Public Lands.

Mr. Edwards presented the petition of R. Sands, Tucker & Co., praying relief; referred to the committee on Public Debt.

Mr. Johnson presented the petition of John H. Keith, praying relief; referred to the committee on Private Land Claims.

Mr. Johnson presented the petition of Allen Colleumber, praying relief; referred to the committee on Private Land Claims.

Mr. Johnson presented the petition of Rosana Ripley, praying relief; referred to the committee on Private Land Claims.

Mr. Evans of Bexar presented the petition of Charlotte Allen and others, praying relief; referred to the committee on Public Debt.

Mr. Dunlap presented a memorial from sundry citizens of Brownsville, praying a charter for the city, or to re-instate the old one; referred to the Judiciary committee.

Mr. Maverick presented the petition of Norman Austin, praying relief; referred to the committee on Private Land Claims, No. 2.

Mr. Rossy presented the petition of sundry citizens of Comal county, praying to pass a special law authorizing said county to levy a special tax to build a court-house, &c.; re-

ferred to the committee on Counties and County Boundaries.

Mr. Jowers presented the memorial of Joseph and Elizabeth Goodnight, praying relief; referred to the committee on Public Lands.

Mr. Rowe presented the petition of Edward P. Black, praying relief; referred to the committee on the Judiciary.

Mr. Hardeman of Caldwell presented the petition of Christopher Troutz, praying relief; referred to the committee on Public Debt.

Mr. Patrick presented the petition of the I. O. O. F. of Anson Lodge, No. 29, praying an act of incorporation; referred to the Judiciary committee.

Mr. Tarrant presented the petition of James Morlins, praying relief; referred to the committee on Public Debt.

Mr. Thomson presented the memorial of the citizens of Milam county, asking an appropriation to clear out the channel of Little River; referred to the committee on Internal Improvements.

Mr. Edwards submitted a petition from Dwight & Trowbridge, praying relief; referred to the committee on Public Debt.

Mr. Edwards presented the petition of H. M. Kinsey, praying relief; referred to the committee on Public Debt.

Mr. Charlton presented the petition of Butler Hughs, praying relief; referred to the committee on Private Land Claims, No. 2.

Mr. Scott presented the petition of Isaac D. Hamilton, praying relief; referred to the committee on Public Lands.

Mr. Crockett presented a memorial from sundry citizens of the town of Dallas, praying for an act of incorporation; referred to the committee on Privileges and Elections.

Mr. Crockett presented a petition from sundry citizens of the town of Dallas, protesting against an act incorporating said town; referred to the committee on Privileges and Elections.

REPORTS OF STANDING COMMITTEES.

Mr. Charlton, chairman of the committee on Public Printing, made the following report:

AUSTIN, January 13, 1853.

Hon. D. C. DICKSON,

Speaker of the House of Representatives:

Under the resolutions and amendments referred to your committee on yesterday, they have contracted with the publisher

of the State Gazette for ten copies of his paper for each member, (tri-weekly), at five cents per copy, and with the publisher of the South-Western American, for ten copies of his paper for each member of the House, (semi-weekly), at six cents per copy: the Gazette to contain the journals of the two Houses, and the American to contain the debates. A less number of each paper would not, we are satisfied, compensate the publishers, or be of any practical use to the members of the House in furnishing information to their constituents. Your committee further recommend, that of the documents accompanying the Governor's Message, the following be published, to wit: Document "A" from No. 23 to 32; document "B" from 1 to 5, as containing information which it is important should be laid before our constituents, all of which is respectfully submitted to the consideration of the House.

N. B. CHARLTON, Chairman.

Mr. Lott offered the following resolution:

Resolved, That the House proceed to the election of Chaplain this day at 4 o'clock, p. m.

Mr. Rossy moved to lay the resolution on the table, upon which,

The yeas and nays being called for, stood as follows—

YEAS—Messrs. Speaker, Andrews, Bee, Bryan of C., Charlton, Coles, Daggett, Dunlap, Edwards, Hamilton, Hardeman of C., Hardeman of N., Hood, Hooker, Johnson, Lawson, Maverick, Randolph, Reid, Rossy, Rowe, Runnels, Russell, Speight, Tarrant, Taylor of F., Throckmorton, Wilson and Wren—29.

NAYS—Messrs. Bryan of B., Cannon, Crabb, Crockett, Doom, Evans of B., Evans of A., Evans of P., Flanagan, Hord, Jowers, Lott, Mabry, McDade, Neighbors, Palmer, Patrick, Pollock, Rains, Scott, Taylor of H., Thomson, Turner, Westmoreland and White—25.

So the resolution was laid on the table.

Mr. Flanagan introduced a bill to be entitled an act repealing the 2d section of the act of the 10th February, 1852, changing the names of Antoinette Scott and Sidney Way; read first time.

Mr. Pollock introduced the following resolution:

Resolved, That the whole number of Senators in the Legislature shall not exceed twenty-eight; and the whole number of Representatives in the Representative branch of the Legislature shall not exceed seventy-two.

Mr. Patrick offered the following amendment :

Strike out "twenty-eight Senators" and insert "thirty-three;" and strike out "seventy-two Representatives" and insert "ninety."

Mr. Johnson moved to lay the amendment on the table.

Mr. Evans of Polk moved to lay the resolution and amendment on the table.

A division of the question being called for, the yeas and nays were taken and stood thus :

YEAS—Messrs. Speaker, Cannon, Crabb, Daggett, Doom, Dunlap, Edwards, Evans of B., Evans of A., Hardeman of N., Hood, Johnson, Lott, Mabry, Maverick, McDade, Neighbors, Pollock, Rains, Rossy, Rowe, Runnels, Scott, Speight, Thompson, Wilson and Wren—27.

NAYS—Messrs. Andrews, Bee, Bryan of B., Browder, Charlton, Coles, Crockett, Evans of P., Flanagan, Hamilton, Hartley, Hardeman of C., Hooker, Hord, Jowers, Lawson, Palmer, Patrick, Randolph, Reid, Russell, Tarrant, Taylor of F., Taylor of H., Throckmorton, Turner, Westmoreland and White—29.

So the motion was lost.

The question then recurred on the motion of Mr. Evans of Polk to lay the resolution and amendments on the table, upon which the yeas and nays were called and resulted as follows :

YEAS—Messrs. Andrews, Bee, Bryan of B., Bryan of C., Browder, Charlton, Coles, Crockett, Daggett, Dunlap, Evans of P., Flanagan, Hamilton, Hartley, Hardeman of C., Hooker, Hord, Jowers, Lawson, Palmer, Patrick, Randolph, Reid, Rowe, Russel, Tarrant, Taylor of H., Throckmorton, Turner, Westmoreland and White—31.

NAYS—Messrs. Speaker, Cannon, Crabb, Doom, Edwards, Evans of B., Evans of A., Hardeman of N., Hord, Johnson, Lott, Mabry, Maverick, McDade, Neighbors, Pollock, Rains, Rossy, Scott, Speight, Taylor of F., Thomson, Wilson and Wren—24.

Mr. Runnels asked to be excused from voting ; granted.

Mr. Bryan of Brazoria introduced a bill to be entitled an act to incorporate and establish St. Paul's College ; read first time.

Mr. Lawson introduced a bill to incorporate Concord University of Rusk County ; read first time.

Mr. Hamilton introduced a joint resolution to amend the State Constitution ; read first time.

Mr. Hamilton introduced the following resolution :

Resolved, That the committee on Public Buildings be instructed to examine into the various contracts let out by the

Commissioners to superintend the construction of a State Capitol, under the law of the last session of the Legislature, and report at their earliest convenience the substance of said contracts; the work embraced in each, and the amount for which the same was undertaken; the proportion of work embraced in each contract which has been performed; and the amount of money paid to each contractor, the character of work done; and any other information in relation to the erection of said building, which they may deem of interest to this body; adopted.

Mr. Hamilton introduced a joint resolution to amend the 2d and 7th sections of the 4th article of the State Constitution; read first time.

Mr. Hamilton introduced a bill for the relief of J. W. Flanagan; read first time.

Mr. Cannon introduced a bill to be entitled an act to establish a system of common schools; read first time.

Mr. Tarrant introduced a bill to be entitled an act for the relief of Samuel Johnson, Robert Sloan and Samuel B. Orton; read first time.

Mr. Patrick introduced a bill to be entitled an act to limit the boards of Land Commissioners, and more clearly to define their duties; read first time.

Mr. Runnels introduced the following resolution:

Resolved, That the committee on the Judiciary enquire into the propriety of reducing certain fees of office in the Justice and Probate Courts, and report by bill or otherwise as early as practicable; adopted.

Mr. Hord introduced the following resolution:

Resolved, That the Judiciary committee be instructed to enquire into and report the expediency of enacting a law for the registration of legal voters in the several counties on the Rio Grande, or of a general law to that effect; adopted.

Mr. Charlton introduced a bill to be entitled an act concerning security for costs; read first time.

Mr. Evans of Bexar submitted the following resolution:

Resolved, That all that portion of the Governor's Message which refers to Indians and Indian difficulties, be referred to the committee on Indian Affairs; adopted.

Mr. Westmoreland submitted the following resolution:

Resolved, That a committee of seven be appointed to be styled "committee on amendments to the Constitution."

Mr. Scott moved to lay the resolution on the table, upon which the yeas and nays were called and resulted as follows:

YEAS—Messrs. Speaker, Bee Bryan of B., Charlton, Coles, Doom, Edwards, Evans of B., Evans of P., Hardeman of C., Hardeman of N., Hood, Hooker, Hord, Johnson, Jowers, Mabry, Maverick, McDade, Neighbors, Patrick, Pollock, Rains, Randolph, Reid, Rossy, Row, Runnels, Russel, Scott, Speights, Tarrant, Thompson, Turner, Wilson, and Wren—35.

NAYS—Messrs. Bryan of C., Browder, Cannon, Crabb, Crockett, Dunlap, Evans of A., Flannagan, Hamilton, Hartley, Lawson, Lott, Palmer, Stapp, Taylor, of F., Taylor of H., Throckmorton, Westmoreland and White—19.

So the motion was laid on the table.

Mr. Stapp, introduced a bill for the relief of Wm. B. Jaques ; read first time.

On motion of Mr. Scott, the House proceeded to the orders of the day.

Mr. Runnels moved to take from the table a resolution introduced by Mr. Hood on yesterday, providing that no other business shall be transacted by the House during this extraordinary session, except such as is recommended by his Excellency, the Governor.

Mr. Hamilton moved its indefinite postponement, when the yeas and nays were called for and stood as follows :

YEAS—Messrs. Bee, Bryan of B., Bryan of C., Browder, Charlton, Coles, Crabb, Daggett, Doom, Dunlap, Evans of A., Flanagan, Hamilton, Hartely, Hardeman of C., Hord, Mabry, McDade, Neighbors, Patrick, Randolph, Reid, Rossy Rowe, Stapp, Taylor of F., Taylor of H., Throckmorton and Turner—29.

NAYS—Messrs. Speaker, Andrews, Cannon, Crockett, Edwards, Evans of B., Evans of P., Hardeman of N., Hood, Hooker, Johnson, Jowers, Lawson, Lott, Maverick, Palmer, Pollock, Rains, Runnels, Russel, Scott, Speights, Tarrant, Thompson, Westmoreland, White, Wilson and Wren—27.

Mr. Bryan of Brazoria introduced the following resolution :

Resolved, That this House will not entertain, during the present session of the Legislature, any business of a private character.

Mr. Hardeman of Nacogdoches moved to lay the resolution on the table.

Mr. Randolph moved to adjourn until 3 o'clock, p. m. ; lost.

Question on the motion of Mr. Hardeman to lay the resolution of Mr. Bryan of Brazoria on the table ; carried.

On motion of Mr. Reid, the House adjourned until 3 o'clock, p. m.

THREE O'CLOCK, P. M.

House met—roll called—quorum present.

Mr. Mabry, chairman of the Select committee appointed on Austin's Colony, by leave of the House, made the following report:

JANUARY 13, 1853.

To the Speaker of the House of Representatives:

The Select committee to whom was referred so much of the Governor's message as related to the disputed line of Austin's colony, have considered the same; and beg leave to present the accompanying bill and recommend its passage:

An act concerning certain lands in Austin's second colony, and the colony of Austin and Williams; read first time.

ORDERS OF THE DAY.

Joint resolution in relation to the election of a United States Senator, on Saturday, the 15th instant; read and adopted.

A bill to be entitled an act to make appropriation for, and authorize the payment of certificate No. 205, issued by the Auditor and Comptroller of the late Republic of Texas; read second time and referred to committee on the Public Debt.

A bill to authorize the District Clerk of Houston county to transcribe certain records; read a second time; and,

On motion, referred to the committee on the Judiciary.

A bill for the relief of James Nelson and others; read second time; and,

On motion, referred to the committee on Public Lands.

A bill to be entitled an act to authorize and require the Commissioner of the General Landoffice to issue to James O. Rice, or his assignee, a patent to a lot of land therein named; read a second time, and,

On motion, referred to the committee on Public Lands.

An act to incorporate Alma Institute; read a second time, and referred to the committee on Education.

A bill to be entitled an act to encourage internal improvements in the State of Texas; read a second time, and,

On motion, referred to committee on Internal Improvements.

A bill for the relief of A. A. Whatley; read a second time, and,

On motion, referred to committee on Private Land Claims No. 2.

A bill to be entitled an act to re-open the Auditorial Board, read a second time, and,

On motion, referred to the committee on Public Debt.

A bill for the relief of Charles R. Slaughter; read a second time, and,

On motion, referred to the committee on Private Land Claims, No. 2.

A bill for the relief of Jackson G Walker; read a second time, and,

On motion, referred to the committee on Private Land Claims, No. 2.

A bill for the relief of George W. Browning; read a second time, and,

On motion, referred to the committee on Private Land Claims, No. 2.

A bill for the relief of James Morris; read a second time, and,

On motion, referred to the committee on Private Land Claims, No. 2.

A bill for the relief of George W. Parish, and Roswell Gorman; read a second time, and,

On motion, referred to the committee on Private Land Claims, No. 2.

A bill for the relief of David Andrews; read a second time, and,

On motion, referred to the committee on Private Land Claims, No. 2.

A bill to apportion the Senators and Representatives of the legislature among the several counties of the State, according to the requirements of the Constitution; read a second time, and,

On motion, referred to the committee on Apportionment.

Mr. Evans, of Bexar, by leave of the House, introduced a bill for the relief of Harriet Arnold; read first time.

Mr. Palmer, by leave, introduced the following resolution:

Resolved, That the committee on the Judiciary be instructed to enquire into the propriety of passing a separate act for the punishment of slaves and free persons of color, and report thereon at as early a date as practicable, by bill, resolution, or otherwise, which was adopted.

Mr. Hamilton moved that the House stand adjourned until to-morrow morning 9 o'clock.

The House adjourned until Friday morning, 14th instant, 9 o'clock, A. M.